

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
GREENVILLE DIVISION**

**KENNETH DWAYNE HARTH, SR.**

**PLAINTIFF**

**v.**

**No. 4:20CV47-RP**

**MISSISSIPPI DEPARTMENT  
OF CORRECTIONS, ET AL.**

**DEFENDANTS**

**ORDER *DISMISSING AS MOOT* PLAINTIFF'S MOTION [137]  
FOR TRANSCRIPTS AND OTHER DOCUMENTS TO PREPARE FOR  
HIS APPEAL OF THE COURT'S ORDER [127] OF DISMISSAL**

This matter comes before the court on the plaintiff's motion [137] for the court to provide him with transcripts and other documents to prepare for briefing during his appeal of the court's order [127] of dismissal. The Fifth Circuit Court of Appeals has dismissed the appeal for want of subject matter jurisdiction, and this court has withdrawn the order [127] at issue for the appeal. As such, the instant motion [137] is **DISMISSED** as moot.

**SO ORDERED**, this, the 8th day of August, 2023.

/s/ Roy Percy  
UNITED STATES MAGISTRATE JUDGE